



PATENT

Customer No. 22,852

Attorney Docket No. 6843.0028-02000

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Tsutomu ARAKAWA et al.

Serial No.: 09/994,068

Filed: November 27, 2001

For: ANTIBODY-INDUCED  
APOPTOSIS

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) Group Art Unit: 1642  
)  
) Examiner: Not Yet Assigned  
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Assistant Commissioner for Patents  
Washington, DC 20231

Sir:

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**PRELIMINARY AMENDMENT**

Prior to the examination of the above application, please amend this application as follows. Applicants enclose a check for the \$324.00 extra claim fee (18 extra claims).

**IN THE CLAIMS:**

Please cancel claims 1-18 without prejudice or disclaimer.

Please add new claims 19-56.

19. A method for treating cancer characterized by overexpression of Her2, in a patient, comprising administering an amount of an antibody or fragment thereof, wherein said amount is sufficient to induce apoptosis in Her2 overexpressing cells.

20. The method of claim 19, wherein the antibody or fragment thereof is a monoclonal antibody.

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